1 David G. Hille (*pro hac vice*)
dhille@whitecase.com
2 Kevin C. Adam (*pro hac vice*)
kevin.adam@whitecase.com
3 WHITE & CASE LLP
1221 Avenue of the Americas
4 New York, NY 10020-1095
Telephone: (212) 819-8357
5 Facsimile: (212) 354-8113
6
7 Russell J. Gould (SBN 313352)
russell.gould@whitecase.com
8 WHITE & CASE LLP
555 S. Flower Street, Suite 2700
9 Los Angeles, CA 90071-2433
Telephone: (213) 620-7700
10 Facsimile: (213) 452-2329
11
Attorneys for Defendants
12

13   UNITED STATES DISTRICT COURT

14   CENTRAL DISTRICT OF CALIFORNIA

15   WESTERN DIVISION

16

17 K.A.,	Case No. 2:24-cv-04786-WLH-ADS
18 Plaintiff,	Hon. Wesley L. Hsu
19	**DECLARATION OF DAVID G.**
20 v.	**HILLE IN SUPPORT OF DEFENDANTS COLBECK**
21 MINDGEEK S.A.R.L., et al.,	**CAPITAL MANAGEMENT, LLC; CB MEDIA VENTURES DD, LLC;**
22 Defendants.	**CB AGENCY SERVICES, LLC; AND CB PARTICIPATIONS SPV, LLC'S**
23	**OMNIBUS MOTION TO DISMISS**
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DECLARATION OF DAVID G. HILLE IN SUPPORT OF
CB DEFENDANTS' OMNIBUS MOTION TO DISMISS

DECLARATION OF DAVID G. HILLE

I, David G. Hille, declare as follows:

1. I am a partner of White & Case LLP, attorneys for Colbeck Capital Management, LLC; CB Media Ventures DD, LLC; CB Agency Services, LLC; and CB Participations SPV, LLC (collectively, "CB Defendants") in connection with the following fourteen actions before the Court ("Actions"):

a. *K.A. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04786-WLH-ADS (C.D. Cal. June 7, 2024);

b. *N.L. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04788-WLH-ADS (C.D. Cal. June 7, 2024);

c. *L.T. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04791-WLH-ADS (C.D. Cal. June 7, 2024);

d. *T.C. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04795-WLH-ADS (C.D. Cal. June 7, 2024);

e. *X.N. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04800-WLH-ADS (C.D. Cal. June 7, 2024);

f. *N.Y. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04801-WLH-ADS (C.D. Cal. June 7, 2024);

g. *J.C. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04971-WLH-ADS (C.D. Cal. June 12, 2024);

h. *W.L. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04977-WLH-ADS (C.D. Cal. June 13, 2024);

i. *C.S. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04992-WLH-ADS (C.D. Cal. June 13, 2024);

j. *S.O. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-04998-WLH-ADS (C.D. Cal. June 13, 2024);

k. *L.S. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-05026-WLH-ADS (C.D. Cal. June 14, 2024);

- 2 -

DECLARATION OF DAVID G. HILLE IN SUPPORT OF
CB DEFENDANTS' OMNIBUS MOTION TO DISMISS

1   l. *W.P. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-05185-WLH-ADS

2   (C.D. Cal. June 20, 2024);

3   m. *A.K. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-05190-WLH-ADS

4   (C.D. Cal. June 20, 2024); and

5   n. *J.L. v. MindGeek S.à.r.l., et al.*, No. 2:24-cv-07046-WLH-ADS

6   (C.D. Cal. June 20, 2024).

7   2.   I have been granted permission by this Court to appear *pro hac vice* as

8 counsel for the CB Defendants in the Actions. I have personal knowledge of the facts

9 stated herein and could testify competently thereto if called to do so.

10   3.   I submit this Declaration in support of the CB Defendants' Omnibus

11 Motion to Dismiss Plaintiffs' Complaints ("Omnibus Motion to Dismiss").
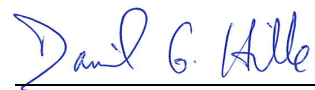
12   4.   Attached as **Exhibit A** is a copy of a Loan Agreement dated April 28,

13 2011, between various parties, including the CB Defendants and other third-party

14 lenders who participated in loaning money to the MindGeek Borrowers[1] in 2011.

15   5.   Attached as **Exhibit B** is a copy of a Loan Agreement dated October 18,

16 2013, between various parties, including the CB Defendants and other third-party

17 lenders who participated in loaning money to the MindGeek Borrowers in 2013.

18   6.   Pursuant to Local Civil Rule 7-3, counsel for the CB Defendants and

19 counsel for Plaintiffs met and conferred by video conference on October 14, 2024,

20 regarding the CB Defendants' Omnibus Motion to Dismiss. The parties were unable

21 to reach a resolution that eliminated the necessity for the Omnibus Motion to Dismiss.

22   I hereby declare under penalty of perjury under the laws of the United States

23 of America that the foregoing is true and correct. Executed on this 30th day of

24 October 2024, at New York, New York.

25

26   By: _David G. Hille_

                                               David G. Hille

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28 [1] "MindGeek Borrowers" has the same meaning as defined in the Omnibus Motion to Dismiss.

DECLARATION OF DAVID G. HILLE IN SUPPORT OF
CB DEFENDANTS' OMNIBUS MOTION TO DISMISS